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Associated Students of Hastings College of the Law

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Voir Dire

VOLUME 1, NUMBER 2

HASTINGS COLLEGE OF THE LAW

MARCH 31, 1962



Candidates for this year's elections from left to right, front row: Fred Hinden, Jim Hagedorn, Crocker Price, Walter Bornemeir, Mel Laub, Gene Mueller, and Rod Klein. Back row: Dick Marston, George Allison, Ron Eliceche, Bill Simmons, Bill Wirtz, Al Stoneman, Francis Russell, Vern Whitaker, Jim Trembath, and John Roveda.

Connor Heads Placement

The placing of seniors and graduates in the law profession has taken great strides forward through the efforts of James Connor, who recently joined the Hastings staff as Controller. Parttime and summer employment, for students, is also available thru a separate program initiated by the Student Council and administered thru the California State Employment Bureau. Both of these programs, their functions and purposes, will be discussed herein.

The senior-graduate program is not new; it has always existed in form if not in substance. Mr. Connor was given the responsibility of directing a complete program in an objective manner. To expedite this he issued a policy statement, reflecting his his personal convictions of a sound program, which was compatible with policy previously formulated by a committee appointed by the Student Council; the obvious purpose being to aid in providing an effective and responsive placement for all seniors and graduates.



CONNOR

The primary function of the committee is to hear suggestions, comments and criticism from students concerning senior placement and to communicate these to the Director. This funneling of student opinion facilitates its reception and handling. The committee is also entrusted with contributing creative ideas for future growth and

expansion of the program. Those interested should see Mary Shaw, Warren Deutsch, or Tom Reilly in room 201.

As opportunities are received they are posted on a student bulletin board on the mezzanine. Graduates are personally informed by mail and phone. A career forum is now being conducted whereby seniors may become acquainted with various areas of the profession through panel discussions and speeches by leading attorneys. Interviews on and off campus are constantly being arranged with employers who have responded to over 800 letters; and any senior will be provided assistance in preparing a resume.

Mr. Connor remarked that, "The essentials of a good placement program include gaining the respect and rapport of employers by providing them with fast, courteous and effective service. This cannot be done without an organization and with cooperation of the Graduation placement Committee a good foundation has been laid."

Temporary jobs for students are more plentiful due to the efforts of Rod Klein, student councilman. Given the responsibility of activating a placement bureau he obtained the facilities of the student division of the California Employment Offices at 1450 Mission Street. They keep a permanent file of student and employer applicants and solicit prospective firms in outlying areas for summer work.

(continued on page 4)

S.B. Elections This Week

Second year students Jim Hagedorn and Fred Hinden announced their candidacy for the office of student body president in this year's election. Crocker Price is unopposed for Secretary, and Walter Bornemeir, Mel Laub, and Gene Mueller announced for Treasurer.

Other candidates include Rod Klein, unopposed for Chairman of the Placement committee, and Ron Eliceche (IIA), George Allison (IIB), and Dick Marston (IIB) running for two positions open as third year representatives. Candidates for second year representatives are Jim Trembath, John Roveda, and Vern Whitaker from I-A, and Francis Russell, Bill Simmons, Al Stoneman, and Bill Wirtz from I-B.

This year's procedures, both as to campaigns and elections, have been changed somewhat as recommended by the present Student Council.

The size and number of campaign posters has been restricted. The Council thought this desirable in order to afford all candidates an equal chance to display their posters and still keep the building from becoming too unsightly.

Nixon To Speak at PAD Conclave

Vice President Richard Nixon will speak to his fraternity brothers at the West Coast Conclave of Phi Alpha Delta to be held at the Sheraton - Palace Hotel on April ninth. Temple Chapter of PAD at Hastings will be co-hosts to the gala weekend which will attract members and alumni from all the major law schools in California.

The honorable Anthony Di Grazia of New York, Supreme Justice of PAD, will also attend the Conclave.

Saturday activities will commence with workshops conducted by leading PAD attorneys and judges. Following this will be a joint initiation of new members from the northern California PAD chapters. Hastings expects to initiate 30 men.

A banquet in the evening will feature Mr. Nixon as guest speaker. Among the 1500 expected guests are PAD alumni Dean Snodgrass, professors Bradway, Britton, Madden, Pickering, Sammis, and Vold.

Climaxing the evening will be a grand ball.

In the event a single candidate does not win by a clear majority, a single run-off election will be held on Wednesday, April 4. In the past, if second and third candidates were exceptionally close, more than one runoff was held, but this seems to result in a repetition of the same voting pattern. The Student Body Election Committee has thus thought it advisable to induce a majority between the top two candidates only.

Although the names of the candidates, with platforms and biographical data will appear elsewhere in this issue, the traditional jobs undertaken by the officers can best be described here.

The President is the chief representative of the Associated Students. He is the chief liaison with the Administration and all other non-student parties with whom the Student Council deals. He is responsible for presiding at Council meeting and for delegating authority in matters undertaken by the Council. The effort required for the President to devise and effectuate a platform should be obvious.

The Vice President has a dual job. In addition to the work required as second student officer, he is traditionally the social chairman. This

(continued on page 4)

Student-Alumni Picnic, April 14

The first annual Student-Alumni picnic is scheduled for Saturday, April 14, at the Marin Town and Country Club under the sponsorship of the Associated Students. All students and alumni are urged to attend this culmination of the year's social events. Wives and dates are also invited.

A picnic lunch of salad, beans, hot dogs, coffee and keg beer will be served, with the \$2.50 per person charge covering admission, lunch and beer.

Among the scheduled activities are swimming, volleyball, tennis, softball, ping-pong, and horseshoes.

Vice-President Bob List expressed the hope that this event would be well-attended and that it would become an annual affair at which the students and alumni could get together.

The Editorial Viewpoint....

Our attention has been called to a situation which exists in the present first year classes and which we know has existed in years past.

We refer to the boorish behavior of certain members of those classes. More specifically, we refer to the practice of some students who, during the sessions, find it necessary or desirable to engage in a combination of hissing, foot-stamping, or booing. This procedure is generally employed while some member of the class is either reciting upon request of the instructor or else has volunteered information regarding some point of law.

As we say, this has gone on for some time and the reasons for it seem clear to us. First year courses in law school are difficult; there is an abundance of material to be covered and a short time in which to do it. Further, first year students are acutely aware of the high attrition rate which exists among their group. This awareness leads inevitably to tension and anxiety on the part of the first year student, coupled with an understandable lack of self-confidence. This lack of self-confidence, we might add, is inversely proportional to the number of days remaining before final examinations.

Couple this tension with the sad fact that every first year course has its fair share of people who should never have been admitted to law school and you end up with a small group in every class whose behavior can be best classified as crude.

The fact that there are reasons for such behavior in no way excuses it and we deplore it. It should not have to be pointed out, but we do it nevertheless, that Hastings students are in training to be lawyers. The first year class consists of college graduates. That a graduate of any college, intent on studying the law and going into the legal profession, should act in an ungentlemanly or crass manner is intolerable.

We urge both students and professors to take every means expedient to put an end to this type of conduct. Each Student Council representative should make it his business to find out who is involved and pass on the word that no one either appreciates or desires more of the same.

To whatever extent possible, we ask that the instructor for each class put the pressure on this gang as well. We suggest that the best way to do it is to have them recite for several days on end. These undesireables might find it surprising that they are not treated the way they treat others. It might be very enlightening.

For some months, nearly eighteen, the Sutro Room in the library has been open to students on a very limited basis... Monday through Friday in the afternoon. Prior to the publication of the last issue of the VOIR DIRE and subsequently, several students approached the Editors concerning the fact that due to the limited hours it was nearly impossible for them to make use of its facilities.

Since this was, in our opinion, a legitimate complaint we approached the Administration. As a result of our representations that be that this room is in demand by the students and that that demand is not being met, we are gratified to report here that the Sutro Room is now open all day during the school week.

We take this opportunity to point out three basic regulations which must be observed in connections with use of the Sutro Room. First, this is not a room for studying. Granted, the furniture is comfortable and a hornbook looks a little better when viewed from an overstuffed leather chair but nevertheless, this is not the area of the school for reading tests, briefing cases, etc.

The other regulations are no sleeping and no eating. Sleeping is best done wherever you are paying your rent and the furnishings of the Sutro Room are much too expensive for slopped food.

As long as these regulations are observed and cooperated in by the students the Sutro Room will remain open during the daytime hours. We have every reason to believe that if "policing" the area (especially in regard to studying) becomes an unwieldy problem for the library staff, the Sutro Room will be closed down again.

The Sutro Room contains a tremendous variety of books of interest to the law student, ranging from popular non-fiction to the Notable English Trials series. Many of the books provide very helpful information by way of indirection. Biographies of Supreme Court justices are in the collection and are worthwhile for those students taking Constitutional Law.

For those of the students who have never had the pleasure of a quiet hour in this retreat, we commend it to your attention. For those of you who have not been able to get in of late, we invite a return trip. GURALNICK

Profile of a Distinguished Jurist: Judge J. Warren Madden

Time: summer, 1935. Place: University of Pittsburgh Law School. The spring examinations were corrected, the judgments duly entered, and Professor Joseph Warren Madden turned his thoughts to the next semester. Little did he realize that he would not again be engaged in full-time teaching of the law until joining the Hastings faculty in 1961.

In August of 1935 President Roosevelt appointed Professor Madden as Chairman of the newly-created National Labor Relations Board, in which position he served until elevated to the United States Court of Claims in 1940. During his tenure with the Court of Claims, Judge Madden was assigned to occasional service by the Supreme Court of the United States as Justice of the U. S. Court of appeals, in both the Second Circuit and for the District of Columbia. Harvard Professor Louis L. Jaffe, in a recent issue of the Harvard Law Review, acknowledges the judge's juridical insight in reference to a dissent written while sitting with the District of Columbia Court of Appeals. Jaffe comments, "It is interesting that Judge Madden, not a regular member of the court and the tremendously distinguished and experienced first chairman of the National Labor Relations Board, should sound once more the note... of administrative discretion as a tool for administrative effectiveness."

While his past quarter-century has been devoted mainly to the bench, Professor Madden has been active in the pedagogy of the law since 1914, teaching either as a full-time or visiting professor in such schools as Ohio State, Stanford, Cornell, Yale, Vanderbilt, the Universities of Oklahoma, Pittsburgh, North Carolina, and West Virginia where he was dean of the law school. Lest there exist any doubt as to whether such an active schedule leaves space for practical experience as a member of the bar, it must be added that Professor Madden has managed to practice law in between and concurrent with some of his various undertakings.

In 1945, Professor Madden served in Germany as Associate Director, Legal Division, U.S. Military Government of Germany, and became Director of that agency in 1946 as well as Legal Advisor to the Military Governor of Germany. For his work with the Military Government in Germany he was awarded the Medal of Freedom. Unknown to this active gentleman at that time, he was to return on two more legal assignments, in 1949 and

1953, to lecture at several German law schools--in the German language.

In addition to his teaching efforts and contributions to case law while on the bench, Professor Madden has been active in other areas. A member of the American Law Institute, he has served as advisor for the restatements of Torts and Property. As regards legislation, he was active in the revision of the property statutes for West Virginia. The Professor has also authored several books on such subjects as Domestic Relations and Real Property.

Both the faculty and the student body are fortunate in being able to enjoy such a distinguished addition to the College teaching staff; the former in that they have acquired a new and amiable comrade-in-arms, the latter insofar as the Professor's knowledge of Evidence and Constitutional Law is being imparted to those who are fortunate enough to meet with him in his classes.

- J. LEVITAN -

Voir Dire Staff

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Gentlemen:

On behalf of the staff of "America's oldest law school newspaper" I should like to take this opportunity to express our sincere congratulations and best wishes for continued success to the staff of "America's newest law school newspaper."

The first issue of Voir Dire is one of which Hastings College of the Law may rightfully be proud. I know we join your local readers in eagerly looking forward to the issues to come in the future.

Sincerely,
Charles F. Waite
Editor
Harvard Law Record

"ATLANTIC UNION" TALK GIVEN ON CAMPUS

Enlarging the area of the world under law was the basic idea behind a recent meeting on the "Atlantic Union" at Hastings. Professor James A. MacLachlan, of the faculty, presented political scientist Herbert Frank, who spoke on the role that is now being played by the Atlantic Union, and what may be done in the future.

According to Mr. Frank, this organization carries the first word of its name - Atlantic - mainly as the first and foremost frontier to which to spread its gospel; namely, that with a united free world Communism cannot thrive.

Atlantic Union proposes that the NATO countries must unite and together form a policy that will rule the basic areas necessary for human survival that are common to those countries. This super government would control the common currency, develop and promote free trade, build a single armed service, and bring about a common citizenship. It would serve the NATO countries and other free democracies as our federal government serves our states. We would no longer be just citizens of the United States of America, but citizens of a "much bigger community, and the combined and merged strength would create

the strongest possible deterrent to Communist aggression and provide the strongest possible obstacle to the realization of the Communist dream of a world Communist state."

After Mr. Frank completed his brief but informative talk there were many questions from the audience. It seems that the idea of an Atlantic Union did not startle too many, but some were quite concerned with the possible conflict it might have with the United Nations. This, however, was answered by saying that the United Nations exists primarily to facilitate negotiation between governments of the world, whereas the Atlantic Union would direct its citizens in line with common needs.

The development of the European Common Market was brought up as an example of free nations pooling their resources so that a large mass of people could share in a prosperity that would not be theirs if free men were not willing to loosen the shackles of a singular national allegiance.

The Atlantic Unionist seems to look upon the United Nations as a decreasingly effective organization, but upon the European Common Market as a great effort to bring to the world a greater peace and prosperity. He looks upon his own movement as another vital key to this end, but sets forth the premise that it can

best be achieved by free men uniting on common grounds so as to develop a world federation "...when and as enough countries reject dictatorship and establish stable governments founded on free elections." A federation that could be realized by free men working from the idea that the growth of the world under law will sustain future generations in a world where man is akin to the canned sardine.

HASTINGS DEMOS ELECT OFFICERS

Senator Clare Engle has been chosen as Honorary President of the new Hastings Democratic Club.

The Hastings Democratic club has laid down a policy of short business meetings. Its newly elected president, Joe Cotchett, explains this by stating that the purpose of this organization "is not to take the law student's valuable time with lengthy meetings and debates. It is to acquaint the students the political and legal issues of the day by presenting qualified speakers to discuss these various current topics." The club has tentatively planned four such speakers for the coming year.

Other newly elected officers include Vice President Ken McCullough, Secretary Sally Saladay, Treasurer Jim Hagedorn, George Corey has been appointed chairman of the program committee which will be responsible for the speaker program.

Membership can be obtained from Jim Heavey (I-B) or any of the officers.

The President's Corner

As I write this blurb for the next issue of *Voir Dire*, I know not what candidate response of student interest the coming election will provoke. Whether its non-stimulus will reach the heights of a one candidate election for a local PTA position, will to a large extent depend upon the success we have had, or lack of as it were, of refacing the "image" of Hastings student government.

Often enough to generalize, the student council tables of our high schools and colleges are surrounded by a group of status-conscious, school politicians. Their major interest in student government is getting elected and this achieved they settle comfortably into non-demanding mediocrity. Student government at Hastings must perforce be different. Simply put, first we don't have time to play around with an activity whose primary value is to provide psychotherapy for a few insecurity complexes, and second there is a job to be done here which students are uniquely qualified to handle.

The students, as was pointed out in the editorials of the last issue, obviously have a self-interest in becoming involved in their school. If their efforts produce at Hastings better educational opportunities and a higher standing in the legal community, the benefits of spending three years here will be increased proportionally.

What can the students actually accomplish even presupposing student interest, asks the cynic. I answer by directing his attention to the Law Journal, Moot Court Program, Internship Program, Placement Committees, and *Voir Dire*. Each make an important addition to his legal preparation. Each

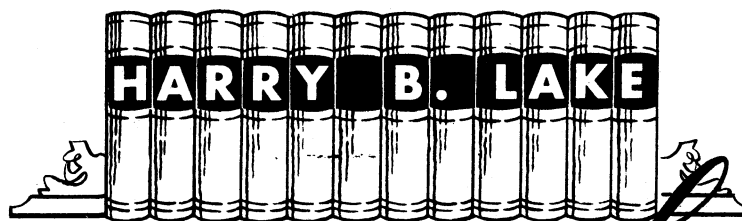
was completely a product of a student promotion, a student inauguration. Once started, the Administration has shown interest and given assistance to their perpetuation and success, but the burdens of initiation

Hastings is a young-old school. Its eighty-four years belies the fact that it is really just emerging from adolescence, but at times her voice still cracks with uncertainty and lack of confidence and she remains overly sensitive. However through the constant and able efforts of Dean Snodgrass, Hastings has, within the past decade, emerged as a top-ranked law school. There is presently a growing awareness of her new stature and a novel willingness to reevaluate and make changes where necessary.

We stand now at this critical transition point. Hastings' history has indicated that many of the directions which we will presently take will be greatly influenced by student action or inaction. Since student government is naturally the focal point for student concern, I conclude with the earnest caveat that you measure the candidates by their ability to contribute in these directions.

Fred Bysse

HASTINGS WIVES CLUB or "auxiliary" was founded in 1958. Monthly meetings provide an opportunity to get acquainted and to hear the professors and other well known personages as speakers. The wives conduct cake sales and an annual dance to build their loan fund. Their \$100 loans are available through the college office to any married upper class student for one year at no interest.



Law Books

LAW BOOKS

GILBERT LAW SUMMARIES

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SUPPLIES

HARRY B. LAKE

KENNETH W. LAKE

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Election cont.

includes planning and organizing the several social events undertaken each year by the Council. Some of the events of the past year included: the Fall picnic, Winter dance and the golf, chess and bridge tournaments. A forthcoming student-alumni picnic on April 14 is also scheduled.

The Secretary, along with the responsibility of keeping minutes of meetings, has the duty of conducting correspondence of the Council. The need for an accurate and intelligible record of Council and committee proceedings is apparent; the Council is elected every year and necessarily faces the problem of confusion and duplication of effort each year. The Secretary has a duty of carrying on correspondence in anticipation of Council action as well as activities already underway.

The Treasurer's job is that of keeper of the Council's revenue. In the past the Council has been in the position of having to get authorization for most expenditures through the Administration. This year it has basic control of its own finances, though the Treasurer still gives a monthly audit to the Administration. The new system is deemed satisfactory to all concerned and will be continued.

One representative is to be elected from each section of each class. Representatives have the responsibility of being available for communication from their constituents, and for work on various committees within the Council. Committees and the Council as a whole have traditionally acted as a conduit through which virtually all cooperative student activities have moved from conception to reality. Some of these projects, such as the Law Journal, the Internship Program, and Voir Dire, go on to become wholly autonomous, while others are the work of the Council each year.

The Council during the current year has concentrated on several projects: In Re: Hastings (the bulletin given to enrolling students), the Law Forum program of guest speakers, the Ushering Program at local theaters, and the Student Placement program. Some of the principal future plans of the Council are in the area of student-alumni relations. Tentative plans stress reciprocal information between students and graduates, as well as social gatherings and placement cooperation. Some of the projected goals of such cooperative efforts are the creation of a continuing alumni scholarship fund and some form of all-student housing program.

The presidential platforms advocated by the candidates are as follows:

JIM HAGEDORN

"The office of student body president requires some constructive ideas and a willingness to devote a lot of time and hard work to carry

them out, while maintaining the benefits achieved by others.

What do I offer in return for your vote?

This last year has seen the creation and development of a more efficient permanent job placement bureau and a student controlled Moot Court program. All of these things were either created or assisted through student interest. I feel the fruits of this past year's efforts should be institutionalized and expanded.

Besides the preservation of present benefits for the student body, I believe there are new areas where we can work and gain. (1) Alumni Program. There exists as yet untapped resource for both scholarships and jobs in the alumni of Hastings. A concentrated effort to inform them of our interests, needs and talents would be mutually beneficial. (2) Boarding House. Many students would be interested in acquiring a boarding house specifically for Hastings students. (3) Orientation. An expanded orientation program to help first year students. (4) Medical Program. Possible constructive gain in acquiring a more comprehensive medical plan may be secured by working with the administration. (5) Social Programs. The continuance of a social program as has existed with occasional dances, the faculty picnic, picnics at wineries and other social gatherings.

I would work at the job of student body president with the above-mentioned things in mind."

FRED HINDEN

"This year the student body has seen the initiation of some programs which have given and will continue to give much benefit to individual students and to Hastings College as a whole. Specifically I am speaking of the Student Placement Committee, the Internship Program, and the Voir Dire. The first two are of special importance in that they have already delivered immediate tangible results to us. If elected I intend to continue and enlarge these programs.

This, however, is not enough of a reason to ask for your vote; anyone elected would attempt to do likewise. I solicit your support because of the new ideas and programs which I promise to launch.

It is my opinion that Hastings and especially the students both as an associated student body and as individuals must concentrate their attention to certain specified goals.

Primarily we must seek to strengthen those alumni relations and organizations which are now in existence and even more importantly we must establish new groups where support is lacking. Such association could provide us with prestige and job offers. These goals have undoubtedly been proposed before but evidently the specific programs by which the objectives could be achieved have never been effective.

Newspaper space here, for statements by student body presidential

candidates is limited, therefore my specific proposals were outlined to you in the speeches before the class sections. I ask you to remember them. It is for the reasons outlined in those talks and the reaffirmation as set out in this brief statement that I seek your vote for Fred Hinden as next year's Student Body President."

NEW MOOT COURT BOARD APPOINTED

Patrick Hallinan has announced his successor to the chairmanship of the Moot Court Board in the person of Stan Shulster, winner of this year's Moot Court Competition. Assisting Shulster in his work during academic year 1962-1963, the second year of a wholly student-run Moot Court program, will be Wayne McFadden, George Allison, Jacob Levitan, Don Bailey, Winslow Small, Bruce Schwab, Gil Medieros, Charles Gladson, Wayne Hampton, and Tom Hudson.

The newly appointed Moot Court Board recently met with "retired" chairman Hallinan to become acquainted with the task at hand, and with the realization of the extensive preparatory work necessary for a successful presentation of the Program, the new chairman made some on-the-spot assignments.

For the benefit of the first-year class, a brief statement of the function of the Moot Court Board follows: Each team of participants will be assigned to members of the Board. These Board members will follow each team's case from its beginning, at the time of distribution of the problem, to the final judgment following oral argument. Members of the Board review and grade the briefs submitted, sit as justices of the Supreme Court of Hastings, before which all Moot Court cases are

Placement cont.

To take advantage of the service, a student need only file an application describing the type of work and wages desired. Regardless of his skills or whether he prefers a permanent parttime position or merely a short term job, he can usually be accommodated. The bureau will notify him by phone, mail and even telegram when an employer is contacted who has the desired position.

The Student Council coordinates the program between students and the employment office. If a job is received and no applicant is on file, Rod posts this job on various bulletin boards in the school building.

Mrs. Whelman, of the State office who administers the Hastings program, is pleased with the results and more than happy to take on the burden of serving us. In a letter to similar State offices soliciting their aid in finding summer work for our students she wrote, "The addition of Hastings has added prestige to our Student Division."

The plan has been well received by the students and satisfies the unique needs of a city law school.

- RON VERNON -

heard, and grade each oral performance. The Moot Court Board also determines the winners of the Competition. The advice of the Board members should be sought and relied upon; the decisions of the Board are binding upon the participants.

The new Board will benefit greatly through the efforts of last year's members who paved the way for an autonomous Moot Court Program, a program for Hastings students administered by Hastings students.

CALIFORNIA BAR REVIEW COURSE

1962 SUMMER SESSION BEGINS

June 11

**SUBSTANTIVE LAW REVIEWED
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PROFESSORS OFFER ADVICE

Many students ask, "What does the prof. want in the exam answer?" A student will review for finals, take the test and still have no notion, whatsoever, whether he was effective---until grades are out. This is not only true on the first year level, but on the others as well. Many upper class students go into finals with the same degree of apprehension and amount of "butterfly" as they did in their first year.

Below are interviews with three professors, one from each class level, to give a little more insight on what is required of a law student in an examination.

QUESTION: Are your questions usually in the same order as the material taken up in the case book?

Prof. Goble: No. The student should be able to recognize the existence of the problem and if taken in the same order you would give him a too obvious clue to the solution. The questions may correspond but this would be accidental. **Prof. Simes:** Not necessarily. I arrange them in the order most successful for the student. I don't put a hard question first or last. A student usually writes better after a while and begins to mentally tire at the end of the exam. I combine points of law in one question and it is a sign of a good student who can discern them.

Prof. Pickering: Up to date they always have been in the order of the book, but not this year. As a matter of practice I prepare my questions as the year progresses, while the subject material covered in the class discussions are fresh in my mind.

QUESTION: Do you prefer that both sides of the issue be discussed, or if one side is taken, for the student to argue with conciseness and force for his position?

Prof. Goble: The student should present his own view and argue it, but he should mention the other side. When a judge argues a case he takes an affirmative stand and defends it; he also logically eliminates the opposing viewpoint. The student's position should be developed on a consistent theory.

Prof. Simes: I prefer that a student answer on one side, but if it is a close question he should discuss both sides.

Prof. Pickering: My questions are framed so that a student must take a position. I don't expect them to argue the other side whatsoever. He should take a position, defend it, argue it, and then quit. The mental analysis of the problem should take most of his time, the writing of the answer very little.

QUESTION: Beside missing the major issues or points involved in the question, what is the error that most students make?

Prof. Simes: One important error is not reading the question carefully enough and misinterpreting it.

Prof. Pickering: I put prime importance in answering the question

and getting the point. If the student misses the issue, even though he gives good discussion on another point of law, I don't give him much credit. Next to missing the point, writing too much is the most prodigious error. A student usually does this because he is unsure of himself and his answer.

QUESTION: Should the student attempt to "mimic" the professor's style or should the student develop his own style or technique and use this in every course?

Prof. Goble: He should develop his own style. An ability to express one's self precisely is something I give credit for on exams. Terseness and conciseness are good attributes.

Prof. Simes: A student will feel hampered if he attempts to express himself as the professor would. He should take up his points one by one. I have given A's to papers differing widely in length, style and technique.

Prof. Pickering: He should have his own style, by all means.

QUESTION: Would you favor eliminating percentage grades and just giving either "failing" or "passing" as a mark?

Prof. Goble: No. When recommending the man it would be difficult to base your recommendation on that type of grading--and also when awarding honors.

Prof. Simes: I would not favor just giving failing or passing marks. The present system is satisfactory although I have worked mostly in the past with the letter grade system.

Prof. Pickering: The trouble with percentage grades is it's difficult to defend why you give one student an 88 and another an 89. But over all, percentage grades are much preferable to just passing or failing marks.

THOMPSON NEW JOURNAL ED.

The new Editor-in-Chief of the Hastings Law Journal, Russell Thompson, top student of the second-year class, is endowed with a constructive and energetic staff by virtue of a highly selective process of appointment.

Thompson and his Managing Editor, Steve Oberg, were chosen from a number of applicants as a result of private interviews with the outgoing Journal Staff. Selections for the other positions were made from written applications. To gain a position an applicant was required to receive a majority vote of the whole staff.

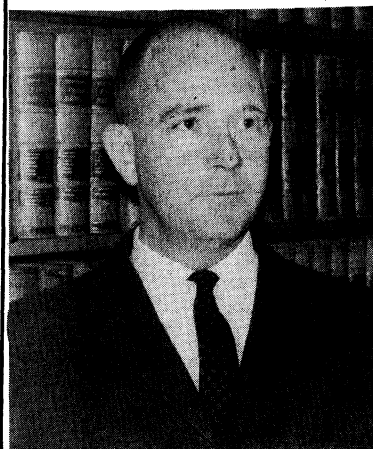
The applicants were screened for their constructive ideas, initiative and the ability to supervise and be supervised. The Staff felt that this latter quality is important since the organizational structure of the Journal is based on the "double check" concept, which not only minimizes error, but tends to produce articles which are editorially superior to those where only one

person reviews the manuscripts. Other things which were considered were the prior performance of the students as writers, the ability to work with others, and class standing as some determinant of intellectual and work-load capacity. The underlying consideration, however, was the student's co-operative attitude as demonstrated by his prior contact with the staff. This process of selection has been followed for several years with successful results.

The Journal Staff numbers twenty-three and has three distinct lines of production---all of which emanate from the Editor-in-Chief. The editorial arm is composed of Richard Bowers, Grant Dubois, Fred Flowers and Arthur Wallace who are directly responsible to the Managing Editor, Oberg. They each supervise the editing of a separate issue and are each assigned two note and comment editors, William Lund, John Butler, Clyde MacGowan, Donald Meyer, Crocker Price, Gerald Needle, Melvin Rose and Ronald Vernon. These people work directly with the student writers, who this year numbered almost sixty.

The research and developments editor, James Murad, has three assistants, Malvin Dohrman, Richard Kwapi and Thomas McNally. This department methodically checks all articles for accuracy and review editor, Bruce Belding, works with the professional writers and then submits his finished articles to Murad's department for the double check.

The publications Editor, Herbert Barker, also has three assistants, Lawrence Angleo, Herbert Fitz and James Jackson, who take charge of the mechanics of co-ordinating this mass of material into a finished copy and distributing it to students and alumni.



NEXT YEAR'S LAW JOURNAL
EDITOR RUSSELL THOMPSON

SPRING EXAMINATION SCHEDULE

FIRST YEAR STUDENTS		
Torts	Tuesday, May 22	1:00 PM
Criminal Law	Thursday, May 24	1:00 PM
Property I	Monday, May 28	1:00 PM
Civil Procedure	Thursday, May 31	1:30 PM
Contracts	Monday, June 4	1:00 PM
Agency	Wednesday, June 6	1:30 PM
SECOND YEAR STUDENTS		
Negotiable Instruments	Monday, May 21	1:30 PM
Trusts	Wednesday, May 23	1:30 PM
Evidence	Friday, May 25	1:30 PM
Sales	Tuesday, May 29	1:30 PM
Property III	Friday, June 1	1:00 PM
Equity	Tuesday, June 5	1:00 PM
Constitutional Law	Thursday, June 7	1:30 PM
THIRD YEAR STUDENTS		
Resitution	Monday, May 21	8:00 AM
Conflict of Laws	Wednesday, May 23	9:00 AM
Community Property	Friday, May 25	9:00 AM
Code Pleading	Monday, May 28	8:30 AM
Corporations	Thursday, May 31	9:00 AM
Federal Taxation	Monday, June 4	9:00 AM
Trial Practice	Thursday, June 7	9:00 AM
FOURTH YEAR STUDENTS		
(and Third Year Students electing Fourth Year Subjects)		
Legal Profession	Tuesday, May 22	9:00 AM
Insurance	Thursday, May 24	9:00 AM
Unincorporated Ass.	Saturday, May 26	9:00 AM
Municipal Corp.	Tuesday, May 29	9:00 AM
Labor Law	Saturday, June 2	8:30 AM
Suretyship	Wednesday, June 6	9:00 AM

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From the Sutro Room....

In the Hastings catalogue, Francis I. Wellman's *The Art of Cross Examination* is recommended reading for entering law students. We suggest that Mr. Nizer's book should be recommended reading for every student already in law school. In this book of some five hundred pages lies all the hard work and all the glamor which could possibly confront any lawyer. Further, and more important to the law student, *My Life in Court* contains a considerable amount of substantive information. We give two examples.

Mr. Nizer opens his work with a detailed account of Quentin Reynolds' libel suit against Westbrook Pegler and the Hearst chain. In this account, running almost one hundred and thirty pages, Nizer lays out the incredibly complex processes necessary to successfully conduct a libel suit to judgment for the plaintiff. In the first year course on Torts, it is very easy to look at the basic requisites for libel, to memorize them, and to consign them to a corner of the brain for future use. What is not so easy is to bring them out again and to turn them into a judgment for \$200,000. The accounts of the trial (complete with lengthy portions of transcript) are so excellently set out that it is hard to put the book down.

The second instance we point to is Mr. Nizer's detailed account of the proxy battle over the control of Loew's Inc. For those third-year students in Corporations who think that proxy battles are a pretty dry business, we commend this section of the book for detailed study. It is filled with substantive corporate law and the personalities of the people who deal with corporations and their control. It will be difficult reading for the first time but worth the effort.

Looking at the book in a more general way than as set out above, we find that it is not really written for popular consumption. There is far too much law in it to make this a man-on-the-street reading material. Yet by virtue of the excitement which Mr. Nizer engenders in it, this work has been on the best-seller lists for months and we suspect that this is very much due to the glamor of it all. The courtroom scene has always been a popular affair for the American reading public and *My Life in Court* is filled with courtroom scenes.

Portions of the book are filled with a little too much of Nizer's capability as a lawyer but these individual cases in which he has scored great successes cannot help but fill the reader with respect for the author.

LOUIS NIZER: *MY LIFE IN COURT* (Doubleday & Company, 1961) \$5.95

.....
FELIX FRANKFURTER
REMINISCES: TALKS WITH
DR. HARLAN B. PHILLIPS
(Reynal & Company, 1960)

This is one of a series of works published by the Oral History Research Office of Columbia University.

The University established a project some thirteen years ago whereby well-known people were asked to talk "off the cuff" into a recorder. The tapes made during these discussions have been stored by Columbia for future use by researchers. Some are locked up until the death of the speaker or the death of some of the people involved in the discussions. Some have been printed. The comments of Mr. Justice Frankfurter are among the latter.

It is a little difficult to describe this work but I think the word fascinating comes pretty close. For myself it was hard to put down and, most wonderful of all, if there was ever a book one could get lost in, this is it.

In particular we call attention to Justice Frankfurter's account of his appointment to the Supreme Court. It is not often that one finds himself being asked to join that august body. This particular episode is a little hard to forget.

-STEVEN GURALNICK-

Airport Held Liable In Griggs Case

The United States Supreme Court decision in *Griggs vs. County of Allegheny* (30 U. S. Law Week No. 34) case has at long last recognized a legitimate grievance: that a homeowner living near a county airport has in effect had his home taken from his possession without just compensation. Thomas N. Griggs, an attorney, instituted his action in 1952 when commercial airplanes began to take off and land less than a mile from his house. The effect was damaging to his home and to the mental serenity of his family. Since he was a short distance from the end of the airport's major runway, the glide path for the airplanes was directly over his house and the lower level of the glide path was only 11.36 feet from the top of his chimney. For this reason, the Supreme Court felt that Griggs had suffered a "taking" as protected against by the Fourteenth Amendment.

The United States Supreme Court was not unanimous in overruling the prior decision of the Supreme Court of Pennsylvania. Justices Black and Frankfurter dissented from the majority opinion delivered

by Mr. Justice Douglas. They all agreed that there had been a "taking", but the dissent urged that the United States Government should be liable for it, not the county. The basis for this argument was that the plans for the airport as laid out by the county were subject to the final approval of the Federal Aviation Agency Administrator, whose job it was to check them down to the smallest detail so as to keep the county's plan within the general confines of the National Airport Plan. Therefore, said the dissenters, the Federal Government had by its own action subjected the planning and development of a nationwide air transportation system to their final judgment and so should be liable for any property not properly acquired at the county level.

The majority, on the other hand, felt that since the county was authorized under the National Airport Plan to acquire all property necessary for the ultimate operation of the airport, they should be held to that responsibility and not allowed to shift the burden of their error to the Federal Government. The majority relied on a previous decision, *US vs. Causby*, (328 US 256), to establish the taking and then placed the liability.

- R. M. HIPPARD -

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Letters to the Editor

EDITOR:

One of the new programs begun this year at Hastings College of the Law that has elicited much interest and response is the Student Placement Program. Part of that program is the Student Placement Committee. As Chairman of the Committee, I would like to take this opportunity to acquaint you with some of the background and functions of it.

The Committee was founded as a result of work begun in June 1961 when the Student Council commissioned a group of students under the direction of Stanley Zimmerman to present it with a formulated plan for graduate placement. Mr. Connor, Director of Placement, suggested student participation in the placement program which he was setting up. Joint effort culminated in Declarations of Policy by the Student Council and the Administration with the formation of the Student Placement Committee.

With an overall policy of "Jobs for all" according to their interests and aptitudes, the Committee works hand in hand with the administration to keep abreast of the opportunities in the local as well as foreign areas.

The Committee serves as an

avenue of communication and representation for the students as to all suggestions, discussions and problems in regards to the placement program. To be truly representative students assistance is also needed. Only by being aware of your intentions as to type of practice place and requirements can the program function to your best advantage.

Job applications and information should be gotten thru the placement Director, Mr. Connor, but suggestions and criticisms of our whole program should be made to any member at room 201.

- MARY SHAW -

TO THE EDITORS:

This is a school to learn "Law". We have a few laws here to live by. The main one is to help keep this building clean so next year's students have the same privileges you've had. Try to see that your classmates do the same.

Let's start now, by trying to keep cigarettes off the floors and into the urns where they belong. Also keep candy wrappers and papers picked up and into the trash

The Lounge is really up to you fellows. We have a janitor to do the cleaning, but we all have to help keep things picked up and neat. If all the students would try, we might be able to buy new furniture, or have the old refinished.

Thank You,
James W. Anderson,
Bldg. Mgr.

Dear Sirs:

I am taking this opportunity to congratulate those on your Staff, the Student Body officers, and the Student Body in general.

When I first arrived at Hastings in 1957, the Associated Students of Hastings College of Law was a JOKE! The only function of the Student Body was to give two picnics and two dances a year. There was no attempt by the officers to do anything else. No one had even thought of an Internship Program with the Legal Aid Society and the Public Defender's Office, while Placement was something that the Administration handled alone and most of the graduating seniors had to find their own jobs, without even a listing of available jobs to start with.

This situation continued until the school year of 1960-61. During that year some very energetic and

concerned officers and students decided that something had to be done and started to lay the ground

work for it. When they approached the Administration, they found that the Dean and others were in fact interested in the students and what they wanted, but no one had ever asked the Administration to help the Student Body. The Student Body until this time had no program, other than social, that needed the cooperation of the Administration.

This initial communication last year resulted in the formation of the Internship and Placement programs. However, the job was not finished. It was left to the Officers and Students of this year to continue the work done last year. This they have done with enthusiasm, efficiency, and hard work. A school paper, the Voir Dire was started and the Internship and Placement programs were expanded.

The job will not be completed this year. It will rest on the Student Body officers of next year and all future years to continue the work and expand the programs already started, as well as to start new ones as the need arises.

If this is not done, all the good work for the past two years will go to waste and the Student Body of this school will be back in the same sad condition that it was five years ago, giving two picnics and two dances a year and nothing else!

Annette Rooz

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New Books By Hastings Professors

Since so many students are interested in the writings of our professors, the Voir Dire is presenting a list of publications which have been published by them within the last year, supplemented by contemplated future works as well as those now in the writing.

PROFESSOR JOHN BRADWAY: West Publishing Company will publish his Selected Readings on the Legal Profession and release it next spring. Also to be published shortly in the Bar Examiner is a speech given by Mr. Bradway before the National Conference of Bar Examiners last August in St. Louis. The text of the speech dealt with the advisability of including more questions on family law in bar examinations to force law schools to give more attention to this neglected field. The Cornell Law Quarterly will publish "Collusion as a Defense in Divorce cases" this spring. The article advocates the reconsideration of the concept of collusion in divorce cases.

PROFESSOR WM. E. BRITTON has within the last year published revised editions of his widely used Handbook of the Law of Bills and Notes, which is published by West Publishing Company, and of his Cases on the Law of Bills and Notes. Published by Callaghan and Company.

PROFESSOR JUDSON CRANE is now in the process of writing his third edition of Handbook on the Law of Partnership and other Unincorporated Associations which he hopes will be out this year.

PROFESSOR GEORGE GOBLE has reviewed Professor Havinghurst's Nature of Private Contract for a future issue of the Stanford Law Journal. Mr. Goble is also in the process of collecting, revising and rewriting articles he has written over the last twenty-five years in contemplation of compiling them into a book on Legal Philosophy.

PROFESSOR J. A. MacLACHLAN has written two articles for the Commercial Law Journal within the past year. In the March 1961 issue there appeared "Commercial Law is an Academic Subject" and in the September 1961 issue, "Current Developments Relating to Federal Leins and Priorities."

PROFESSOR GEO. E. OSBORNE will have a new edition of his book on Security for West Publishing Company in 1963. The new edition will delete the personal property portion and will include suretyship, making the book emphasize Real Property security rather than security in general.

PROFESSOR ROLLIN PERKINS has recommended his article "Corpus Delicti of Murder" to his

first year Criminal Law students. It will be published in the March issue of the Virginia Law Review.

PROFESSOR H. G. PICKERING has an article in Advocacy and the King's English, an anthology of some of the better writings in the legal field edited by George Rossman. Mr. Pickering's article is entitled "Learning to Write: Suggestions for Study and Practice." The book is in the Sutro Room.

PROFESSOR W. A. SEAVEY has collaborated with professors Reuschlein and Hall on a book entitled Cases on Agency-Partnership, now being published by West Publishing Company. He is also in the process of writing a new hornbook on Agency.

PROFESSOR LEWIS M. SIMES has an article in the latest issue of The Hastings Law Journal (February 1962) entitled "Restricting Land Use in California by Rights of Entry and Possibilities of Reverter." In 1961 the University of Michigan Law School published A Handbook for More Efficient Conveyancing by Mr. Simes.

PROFESSOR R. T. STEFFEN has collaborated with Harry Kalven, Jr. in writing "The Bar Admission Cases" to be found in Law in Transition, Fall, 1962. Also, to be published shortly will be "The Registration of Securities - The Private Placement Exemption" in the University of Chicago Law Review.

PROFESSOR LAWRENCE VOLD is now working on a supplement to his Cases and Materials on the Law of Sales with respect to cases under the UNIFORM COMMERCIAL CODE, which should be out by next fall. Mr. Vold in his 1960 Seminar on Trial and Tort Trends. This article is entitled "Strict Liability in Tort and Competing and Conflicting Slogan." In the August 1961 edition of the Hastings Law Journal Mr. Vold reviewed Dean Vernon X. Miller's Selected Essays on Torts.

PROFESSOR PAUL ANDERSON has recently had a book published by Prentice Hall on Tax Factors in Real Estate Operation. Mr. Anderson is now working on another book tentatively called Tax Problems of Real Estate Developers and Subdividers, to be released in 1964.

PROFESSOR JOSEPH R. GRODIN has recently had his, Union Government and the Law published by the Institute of Industrial Relations of UCLA. The Institute of Industrial Relations of the University of Buffalo will soon publish Collective Bargaining and Public Policy which includes Mr. Grodin's article on "Internal Union Affairs."

Conflicts, Trusts To Be Offered In Summer

For those Students of Hastings College of the Law who survive the rigors of the too-rapidly approaching spring examinations, who are financially sound, solvent, or supported, and are possessed of a gluttonous appetite for knowledge of the law, the summer program promises to be extremely rewarding. While the choice of courses offered can hardly be said to be broad--there are two subjects to be taught--they are both essential to a complete legal education, and are to be taught by two of the most eminent personalities in Anglo-American law today.

Professor Austin Wakeman Scott, Dane Professor of Law, Emeritus, Harvard Law School, and Reporter on Trusts for the American Institute--"Mr. Trusts," as he is widely known--will teach the course in Trusts. This course will be available to those Hastings students who manage to complete their first year successfully. The application fee is \$11.00 and covers the cost of the required casebook; the registration fee will be \$83.00. Applications, obtainable on request, must be filed no later than May 18. Registration is presently scheduled for Friday, June 22, and classes will begin on Monday, June 25. Professor Scott's class will meet daily, Monday thru Friday. Trusts will be taught up to and including August 3. With ample time provided for leisurely cramming, the final examination will be given on Saturday, August 4.

Dean Horace Emerson Read of Dalhousie University Law School, Nova Scotia, will teach CONFLICT OF LAWS, the second course offered at the Hastings Summer Session. Dean Read is one of Canada's most distinguished legal scholars, and well-known in the United States and the British Commonwealth for his work in the law, both in areas of theory and legislation. The registration, class, and final examination schedule for CONFLICT OF LAWS corresponds to that of TRUSTS. The application fee of \$11.00 covers the cost of the required casebook, and the registration fee is \$83.00. This class is not open to those Hastings students now in their first year.

Each six-week course is worth four units, not to mention the value of the opportunity to be exposed to the cerebration of some of the finest legal gray matter extant and active in the English-speaking world today. Also, full veteran benefits are allowed.

For quick reference, a summary of important costs and dates:

Applications:	\$11.00
Registration:	83.00
Apply By:	May 18
Register on:	June 22
Class begins:	June 25
Class ends:	August 3
Final exams:	August 4

FRATERNITY NEWS

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Delta Theta Phi will present the Honorable A.F. Bray of the California District Court of Appeals on Tuesday, April third. He will speak to members and guests on "How to Prepare an Appeal in an Appellate Brief." Justice Bray also serves as Vice President of the Hastings Board of Directors.

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David Sacks, Vice President of the American Broadcasting Company will speak on the FCC's powers and the TV industry at Phi Delta Phi's Annual Faculty Banquet to be held at the World Trade Club on March 23rd.

The Fraternity is sponsoring a program of exam writing and criticism for their first year pledges conducted by second year student Bill Clark.

The Outstanding Member of Pomeroy Inn, the Hastings chapter of Phi Delta Phi, for 1962 has been awarded to Chuck Patterson.

Besides co-hosting the coming Phi Delta West Coast Conclave, PAD's members have recently participated in tours of San Quentin and the FBI offices in San Francisco. A stag dinner was held at the Kuo Wah Restaurant in Chinatown where Bob Petroni was honored as outstanding PAD of the year. Election of next year's officers will be conducted shortly.



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